

FILED 10 AUG 09 14:25 USDC-ORP

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

KENNETH ARNETTE,

Civ. No. 10-3025-CL

Plaintiff,

v.

SOUTHERN OREGON UNIVERSITY,  
et al.,

**ORDER**

Defendants.

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983).

I have given this matter *de novo* review. I agree that defendants are entitled to immunity under the Eleventh Amendment. Accordingly, I ADOPT the Report and Recommendation of Magistrate

Judge Clarke.

**CONCLUSION**

Magistrate Judge Clarke's Report and Recommendation (#6) is adopted. Defendants' motion to dismiss (#4) is granted.

IT IS SO ORDERED.

DATED this 9 day of August, 2010.

A handwritten signature in cursive script, reading "Owen M. Panner", is written over a horizontal line.

OWEN M. PANNER  
U.S. DISTRICT JUDGE